

OGC 79-07123
3 August 1979

MEMORANDUM FOR: []
C/IMS/FPLG

FROM : []
Office of General Counsel

SUBJECT : Konstantin Hanff and Tscherim Soobzokov

Regarding your 3 July Memorandum for the Record, I spoke with Marty Mendelsoln on 1 August 1979 on a variety of topics. Of interest to you will be the following:

- a. DOJ is still undecided on the status of the Hanff and Soobzokov cases. They may be prosecuted, maybe not.
- b. DOJ will have no further need of the services of [] [], C/OTS/QDL, and he shouldn't be involved further in the Hanff case. (S)

Mike

cc: [] []

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7-6-79

3 July 1979

MEMORANDUM FOR THE RECORD

SUBJECT: Konstantin HANFF and Tscherim SOOBZOKOV

1. On 12 June 1979, the undersigned accompanied [redacted], OGC, for consultation with Mr. Thomas Belote, Assistant United States Attorney for the Southern District of New York, who is reviewing both cases for subsequent prosecution. The review of the Hanff case was principally to assess the possibility of making a prosecutorial determination to oppose Hanff's petition for naturalization and, if appropriate, to move against him civilly for possible deportation action. Mr. Belote reported that the grand jury looking into the Hanff case had been discharged, and it was the decision of the AUSA not to proceed against Hanff criminally. The case, in essence, does not involve CIA except for the possible participation with Hanff in an unrelated matter of a former Polish intelligence officer who we (Domestic Collection Division) are resettling. Mr. Belote reviewed our file which is made up solely of unrevealing staff documents, including memoranda from [redacted] of the Office of Technical Services. (C [redacted] had agreed on 11 June to permit Mr. Belote to review his material.)

Hanff over?

2. Mr. Belote asked if [redacted] can recommend a questioned document expert, or, alternatively, can [redacted] review material in the Hanff case typed on an alleged Soviet typewriter. We were also asked if [redacted] was willing to review this material informally after receiving a written request from Mr. Belote (which, at this writing, we have no record of having received), and could we leave a xerox copy of the [redacted] memorandum in New York (in custody of DCD as we have done in the Soobzokov case for Belote's use).

Crown ext!

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Subject: Konstantin HANFF and Tscherim SOOBZOKOV

3. We indicated that we would consult with our Headquarters and be back to him but saw no problem in making the documents and other material available to him at DCD.

4. With regard to the Soobzokov case, Mr. Belote was concerned that there was possible misuse of the grand jury by a former AUSA and he was looking into the activities of one of the investigators who might have been guilty of a possible conflict of interest. He was also looking into some misappli- S. over cation of grand jury witness fees. In view of Mr. Belote's comment, we find it strange that OSI was embarking on a review of the Soobzokov material for prosecutorial determination at the Washington level.

5. We will consult with () on Mr. Belote's requests for documents and support.

(signed) ()

C/IMS/FPL: () :kaj (1542)

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